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REQUEST **FOR**

CONTINUED EXAMINATION (RCE) TRANSMITTAL

Subsection (b) of 35 U.S.C. § 132, effective on May 29, 2000, provides for continued examination of an utility or plant application filed on or after June 8, 1995. See The American Inventors Protection Act of 1999 (AIPA).

Submission required under 37 C.F.R. § 1.114

Application Number	09/928,518
Filing Date	August 13, 2001
Examiner Name	Stephen Vu
First Named Inventor	Peer Kuster
Group Art Unit	3636
Attorney Docket Number	THIELK-007XX

This is a Request for Continued Examination (RCE) under 37 C.F.R. § 1.114 of the above-identified application. 37 C.F.R. § 1.114 is effective on May 29, 2000. If the above-identified application was filed prior to May 29, 2000, applicant may wish to consider filing a continued prosecution application (CPA) under 37 C.F.R. § 1.53 (d) (PTO/SB/29) instead of a RCE to be eligible for the patent term adjustment provisions of the AIPA. See Changes to Application Examination and Provisional Application Practice, Interim Rule, 65 Fed. Reg. 14865 (Mar. 20, 2000), 1233 Off. Gaz. Pat. Office 47 (Apr. 11, 2000), which established RCE practice.

	a. 🛛	Previo	usly submitted					
	i.	☐ Consider the amendment(s)/reply under 37 C.F.R. § 1.116 previously filed on 12/11/03						
	ii.	(Any unentered amendment(s) referred to above will be entered).						
	iii.	☐ Consider the arguments in the Appeal Brief or Reply Brief previously filed on Other Request for 3-month Extension of Time to file						
	b.	Enclosed						
	i.	=	endment/Reply					
	ii 	Affidavit(s)/Declaration(s)						
	iii. iv.	☐ Information Disclosure Statement (IDS) ☐ Other						
2.								
2.	(<u> </u>							
	a. ∐	Suspension of action on the above-identified application is requested under 37 C.F.R. § 1.103(c) for a period ofmonths. (Period of suspension shall not exceed 3 months; Fee under 37 C.F.R. § 1.17(i) required)						
	b. 🔲							
3.	Fees	The RCE fee under 37 C.F.R. § 1.17(e) is required by 37 C.F.R. § 1.114 when the RCE is filed.						
	a. 🛚	The Director is hereby authorized to charge the following fees, or credit any overpayments, to Deposit Account No.02-3285						
	i. RCE fee required under 37 C.F.R. § 1.17(e)							
	ii. Extension of time fee (37 C.F.R. §§ 1.136 and 1.17)							
	iii.	_	ner Charge any additional fees or credit any ove					
	b. 🖂		in the amount of \$ 1,720, specifically \$770 for I	RCE fee and \$95	<u>0 for EOT fees, is</u> end	closed		
c. Payment by credit card (Form PTO-2038 enclosed)								
SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT REQUIRED								
Name (Print /Type) Richard J. Musgrave		Registration N	o. (Attorney/Agent)	44,960				
Signature Qichard J. Musgrow		Date 3	3/11/04					
CERTIFICATE OF MAILING OR TRANSMISSION								
I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Commissioner For Patents, Box RCE, Washington, DC 20231, or facsimile transmitted to the U.S. Patent and Trademark Office on:								
Name (Print /Type) Patricia L. Hillery								
Signature Patricia L. Hillory Date 3/11/04								
Burden Hour Statement: This form is estimated to take 0.2 hours to complete. Time will vary depending upon the needs of the individual case. Any								

comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND Fees and Completed Forms to the following address: Commissioner for Patents, Box RCE, Washington, DC 20231.

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